

**TIVERTON TOWN COUNCIL**  
**343 HIGHLAND ROAD**

**Regular Meeting: Monday, April 23, 2007 at 7:00**

**NOTE:** Individuals requesting interpreter services for the hearing impaired must contact the Town Clerk's Office at 343 Highland Road or call (401) 625-6704 seventy-two (72) hours in advance of the meeting date.

**DATE POSTED: 04-18-2007**

**1. PLEDGE OF ALLEGIANCE TO THE FLAG**

**2. ROLL CALL**

**Joanne M. Arruda  
Donald Bollin  
Paul E. Carroll  
Hannibal Costa**

**Louise Durfee  
Jay Edwards  
Brian A. Medeiros**

**3. APPROVAL OF CONSENT AGENDA**

All items listed with a (CA) are to be considered routine by the Town Council and will be enacted by one motion. There will be no separate discussion of these items unless a member of the Council, or a member of the public so requests, in which event the item will be removed from Consent Agenda (CA) consideration and considered in its normal sequence on the agenda.

**4. BUSINESS BROUGHT BEFORE THE COUNCIL**

**A. CONSENT AGENDA:**

**(C.A.) 1. a.** Minutes of Regular Council Meeting of March 26<sup>th</sup>

b. Minutes of Regular Council Meeting of April 6<sup>th</sup>

c. Executive Session Minutes of Council Meeting March 26<sup>th</sup>

d. Executive Session Minutes of Council Meeting April 6th

**(C.A.) 2.** Receipt of Minutes from the Following Boards, Commissions

a. Conservation Commission (2)

f. Wastewater Management

b. Harbor Commission

g. Library (2)

c. Open Space Commission

h. Planning Board

d. School Committee

i. Stone Bridge Task Force

e. Zoning Board

j. Landfill Subcommittee

**(C.A.) 3. CORRESPONDENCE**

a. Received From Town of Westerly Regarding Resolution Supporting  
Legislation Requiring Utilities Pay for Relocation of Infrastructure

b. Received From Town of Portsmouth Regarding Resolution in Support  
Of Coalition of Communities Improving Rhode Island

c. Received From Town of Warren Regarding Conference to Promote Wind Energy

**(C.A.) 4.** Tax Assessor – D. Robert – Approval of Tax Abatements

**(C.A.) 5. Town Administrator – Request Permission to Fill Part-Time Clerical Floater Position**

**B – PUBLIC HEARINGS**

1. Steve Ostiguy – Community Development Block Grant - Second Public Hearing

**C - BOARD OF LICENSING COMMISSIONERS**

1. St. Theresa's Church – L. Ledoux – Request Three (3) One Day Class F Liquor Licenses – Subject to Meeting All Legal Requirements
2. Steven McDonald – Black Goose Café –Request Victualling License – Subject to Meeting all Legal Requirements – Pending Report From Fire Department Regarding Final Inspection, Certificate of Occupancy
3. Stephen F. Oliveira – S. Oliveira Construction Corp. – Request Street Excavator License – Subject to Meeting All Legal Requirements
4. Joseph Santoro – Sanoco, Inc. d/b/a Rite Oil – Request Transfer of Petroleum Storage License – Subject to Meeting All Legal Requirements
5. Town Clerk – Renewal of Petroleum Storage Licenses May 1, 2007 to November 30, 2007 Partial Year – Subject to Meeting All Legal Requirements

**D - APPOINTMENTS & RESIGNATIONS:**

1. Town Administrator – Acceptance of Resignation – Sam Carr –Harbor and Coastal Waters Management Commission
2. Town Administrator – Acceptance of Resignation – John Perkins – Harbor and Coastal Waters Management Commission

**E - UNFINISHED BUSINESS:**

1. Raymond T. Phillips – Request Town of Tiverton Surrender Rights to Paper Road Existing Between Lots 26 and 27 on Pleasant View Terrace – Response From D. Webster – DPW Director
2. Board of Canvass –Special Election for Charter Review Commission to Review FTM Procedures
3. Councilor Costa – Request Council Consider Opposing Menhaden Bill H5165 and Bill S0311

**F – FINANCIAL BUSINESS**

1. Town Administrator – Request Transfer From Acct #333-101 (Police Salary) to Acct # 105-391 (Labor Counsel) for \$6,561.11

**G - NEW BUSINESS:**

1. Town Administrator – Request Permission to Begin Advertising for the Position of

- Director for the Department of Public Works and Approve Updated Job Description
2. Northborough Realty Holdings, LLC – J. Leary – Request Town Council Permission to Connect Bayview Condominium Project and Attached Commercial Lot to Town Sewer System – Recommendation From Planning Board and Wastewater Management
  3. Wastewater Management – J. Lincourt – WW Collection Superintendent – Request Approval to Restructure Sewer User Rates and to Set the Sewer Rate for 2007/2008 Fiscal Year – Request Date for Workshop
  4. Wastewater Management – J. Lincourt – WW Collection Superintendent – Request Establishment of Betterment Assessment Charges for the Hilton Street Extension – Request Date for Workshop

#### **H – BIDS AND REQUESTS FOR PROPOSALS**

1. D. Webster, DPW Director – Request Approval of Recommended Bid Award For 1.5 Ton Vibratory Roller
2. D. Webster, Director DPW – Permission to Advertise for Uniform Rental Service
3. Town Administrator – Request Approval of Recommended Firm to Develop Plan for Redevelopment of Bulgarmarsh Park – Veri & Associates
4. Town Administrator – Request Approval to go to Bid for Animal Control Services For Veterinary and Kennel Services
5. WW Management – J. Lincourt – WW Collection Superintendent – Request to Solicit Competitive Bids for:
  - a. Completion of Hilton Street Sewer
  - b. Canonicus Street Sewer

#### **I - TOWN ADMINISTRATOR ANNOUNCEMENTS, COMMENTS AND QUESTIONS**

#### **J – COUNCIL ANNOUNCEMENTS, COMMENTS AND QUESTIONS**

#### **K – TOWN SOLICITOR – ANNOUNCEMENTS, COMMENTS AND QUESTIONS**

### **5. CLOSED EXECUTIVE SESSION**

1. Open Space Commission–42-46-5(a)(5)–Possible Acquisition or Disposition of Real Estate

2. Town Solicitor – 42-46-5(a)(2) – Litigation
3. Town Administrator - 42-46-5(a)(5) – Possible Acquisition or Disposition of Real Estate

A portion of this meeting may be held in executive session pursuant to the Open Meeting Law, Section 42-46-5(a) of the General Laws of Rhode Island, 1956 (1986 Reenactment), as amended.

**6. ADJOURNMENT**

Pursuant to RIGL §42-46-6(b). Notice – “Nothing contained herein shall prevent a public body, other than a school committee, from adding additional items to the agenda by majority vote of the members. Such additional items shall be for informational purposes only and may not be voted on except where necessary to address an unexpected occurrence that requires immediate action to protect the public or to refer the matter to an appropriate committee or to another body or official.”